

Remarks

Claims 1, 4, 9-16, and 19-26 have been amended. Claims 1-26 are in the case.

I. Claim Objections

The claims have been amended and the objection regarding the numbering of the claims has been obviated.

II. Rejections under 35 U.S.C. 102

Claim 1-4, 7-11, 15, 18-22, and 26 have been rejected under 35 U.S.C. 102(e) as being anticipated by Kondo. The applicant respectfully disagrees with the examiner's rejections. However, various claims have been amended.

Claim 1 has been amended and now specifies:

1. (currently amended) A method comprising
 recording a first length of time of a first positive audience response of one or more test subjects to a presentation; and
 displaying a first numerical value for the first length of time on a computer monitor;
and
 displaying a first alphanumeric heading on the computer monitor which indicates what the first numerical value refers to.

In at least one embodiment of the present application, a method is disclosed comprising recording a first length of time of a first positive audience response of one or more test subjects to a presentation. (Present application, pg. 1, first paragraph). The method is also comprised of displaying a first numerical value for the first length of time on a computer monitor. (Present application, (Present application, pg. 11, first paragraph; Fig. 3). The method also includes displaying a first alphanumeric heading on the computer monitor which indicates what the first numerical value refers to. (Id.)

Kondo discloses an audience state estimation system which estimates states such as

"laughing", "clapping", "beating time with hands", or other movement. (Fig. 34). An indication of one of these audience states may be provided as an estimated result output. (Fig. 28). However, Kondo does not disclose displaying a first numerical value for a first length of time on a computer monitor for a first positive audience response. Kondo also does not disclose displaying a first alphanumeric heading on the computer monitor which indicates what the first numerical value refers to. (Id.) In addition, while Kondo shows various general graphs showing various signals or characteristic amounts versus time, Kondo does not disclose displaying a numerical value for a running time on a computer monitor.

Eldering discloses a system which collects demographic information about a subscriber as well as programming viewing information for the subscriber. (Eldering, col. 2, lns. 13-32). Eldering does not disclose recording a first length of time of a first positive audience response of one or more test subjects to a presentation, displaying a first numerical value for the first length of time on a computer monitor or displaying a first alphanumeric heading on the computer monitor which indicates what the first numerical value refers to.

The combination of limitations of claim 1, as amended, are not shown by the prior art cited. Claim 1 is submitted to be allowable for at least the above reasons. Claims 2-14 are dependent on claim 1 and are submitted to be allowable for at least the same reasons.

Claim 15 has been amended and now specifies:

15. An apparatus comprising
 - a performance timer for keeping track of the length of time of a performance;
 - a positive audience response timer for keeping track of the length of time of a positive audience response of an audience comprised of one or more test subjects, to one or more portions of the performance;
 - a computer processor;
 - and a computer monitor;
 - wherein the computer processor displays a first numerical value for a running time of the performance timer and a second numerical value for a running time of the positive audience response timer on the computer monitor;
 - wherein the computer processor displays a first alphanumeric heading on the computer monitor which indicates what the first numerical value refers to; and
 - wherein the computer processor displays a second alphanumeric heading on the

computer monitor which indicates what the second numerical value refers to.

The present application, in at least one embodiment, provides an apparatus 10 (Fig. 1) which includes a performance timer (present application, timer 12, Fig. 1, and see fields 206a and 206b, Fig. 3) for keeping track of the length of time of a performance, a positive audience response timer (present application, timer 14, Fig. 1, and see fields 208a and 208b, Fig. 3) for keeping track of the length of time of a positive audience response of an audience comprised of one or more test subjects, to one or more portions of the performance. The apparatus 10 may also include a computer processor 16, and a computer monitor 20. (Present application, Fig. 1).

The computer processor 16 displays a first numerical value for a running time of the performance timer (see fields 206a and 206b, Fig. 3) and a second numerical value for a running time of the positive audience response timer (see fields 208a and 208b, Fig. 3) on the computer monitor 20. The computer processor 16 displays a first alphanumeric heading on the computer monitor 20 which indicates what the first numerical value refers to ("Performance Timer" heading in field 206 in Fig. 3) and the computer processor 16 displays a second alphanumeric heading ("PAR Timer" in field 208 in Fig. 3) on the computer monitor 20 which indicates what the second numerical value refers to.

Kondo does not disclose a performance timer for keeping track of the length of time of a performance and a positive audience response timer for keeping track of the length of time of a positive audience response of an audience comprised of one or more test subjects, to one or more portions of the performance. Kondo does not disclose displaying a first numerical value for a running time of the performance timer and a second numerical value for a running time of the positive audience response timer on the computer monitor, wherein the computer processor displays a first alphanumeric heading on the computer monitor which indicates what the first numerical value refers to, and wherein the computer processor displays a second alphanumeric heading on the computer monitor which indicates what the second numerical value refers to. While

Kondo shows various general graphs showing various signals or characteristic amounts versus time, Kondo does not disclose displaying a numerical value for a running time on a computer monitor.

Eldering does not disclose a performance timer for keeping track of the length of time of a performance and a positive audience response timer for keeping track of the length of time of a positive audience response of an audience comprised of one or more test subjects, to one or more portions of the performance. Eldering does not disclose displaying a first numerical value for a running time of the performance timer and a second numerical value for a running time of the positive audience response timer on the computer monitor, wherein the computer processor displays a first alphanumeric heading on the computer monitor which indicates what the first numerical value refers to, and wherein the computer processor displays a second alphanumeric heading on the computer monitor which indicates what the second numerical value refers to.

The combination of limitations of claim 15, as amended, are not shown by the prior art cited. Claim 15 is submitted to be allowable for at least the above reasons. Claims 16-26 are dependent on claim 15 and are submitted to be allowable for at least the same reasons.

III. Conclusion

Claims 1-26 are respectfully submitted to be in a condition for allowance. Favorable reconsideration of this application is respectfully requested.

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Respectfully submitted,



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